

Federal Communications Commission

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DA 02-3291

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Before the
Federal Communications Commission
Washington, DC 20554

DEC 09 2002

FCC - MAILROOM

In the Matter of

Request for Review of the
Decision of the
Universal Service Administrator by

Wayne County Public School
Goldsboro, North Carolina

Federal-State Joint Board on
Universal Service

Changes to the Board of Directors of the
National Exchange Carrier Association, Inc

File No. SLD-320167

CC Docket No. 96-45✓

CC Docket No. 97-21

ORDER

Adopted: December 2, 2002

Released: December 3, 2002

By the Telecommunications Access Policy Division, Wireline Competition Bureau:

1. This Order dismisses the Request for Review filed by Wayne County Public School (Wayne County), Goldsboro, North Carolina.¹ Wayne County seeks review of a decision issued by the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (Administrator) on July 8, 2002.² The Commission received Wayne County's Request for Review on September 25, 2002.³

2. For requests seeking review of decisions issued on or after August 13, 2001 under section 54.720(b) of the Commission's rules, any such appeal must be filed with the Commission or SLD within 60 days of the issuance of the decision that the **party** seeks to have reviewed.⁴

¹ Letter from Sprunt Hill, Wayne County Public School, to Federal Communications Commission, tiled September 26, 2002 (Request for Review).

² See Request for Review; Letter from the School and Libraries Division, Universal Service Administrative Company, to Sprunt Hill, Wayne County Public School, dated July 8, 2002 (Administrator's Decision on Appeal Letter). Section 54.719(c) of the Commission's rules provides that any person aggrieved by an action taken by a division of the Administrator may seek review from the Commission. 47 C.F.R. § 54.719(c).

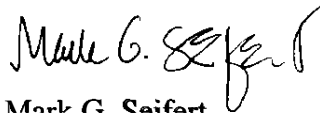
³ See Request for Review.

⁴ 47 C.F.R. § 54.720(b). See *Implementation of Interim Filing Procedures for Filings of Requests for Review, Federal-State Joint Board on Universal Service*, CC Docket No. 96-45, Order, 17 Rcd 339 (2001), as corrected by *Implementation of Interim Filing Procedures for Filings of Requests for Review, Federal-State Joint Board on Universal Service*, CC Docket No. 96-45, Errata (Com. Car. Bur. rel. Dec. 28, 2001 and Jan. 4, 2002); SLD web site, What's New (January 20, 2002), <<http://www.sl.universalservice.org/whatsnew/012002.asp#extend3ed>>.

Documents are considered to be filed with the Commission only upon receipt.⁵ Because the instant Request for Review was not filed within the requisite 60-day period, it will be dismissed without further consideration.

3. ACCORDINGLY, IT IS ORDERED, pursuant to authority delegated under sections 0.91, 0.291, and 54.722(a) of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, and 54.722(a), that the Request for Review filed on September 26, 2002, by Wayne County Public School, Goldsboro, North Carolina, IS DISMISSED.

FEDERAL COMMUNICATIONS COMMISSION



Mark G. Seifert

Deputy Chief, Telecommunications Access Policy Division
Wireline Competition Bureau

⁵ 47 C.F.R. § 1.7.